**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**O.O.C.J.**

**NOTICE OF MOTION NO. 3565 OF 2003**

**IN**

**SUIT NO. 2390 OF 2001**

IIT Capital Services Ltd ...Plaintiffs.
vs.
Kilburn Engineering Ltd ...Defendants.

Ms. Deepa Mani i/by. S.K. Srivastava and Co.

**for the plaintiffs.**

Sandip Parikh iby. Udwadi and Udeshi

**for the defendants**

**CORAM: S.U. KAMDAR, J.**

**DATE : 2nd March, 2006.**

**P.C. :**

1. Learned counsel for the defendant states that the company is under BIFR. He is directed to furnish a copy of the order dated 14.5.2004 to the plaintiff in the course of today.

2. In the light of the aforesaid the learned counsel for the plaintiff seeks leave to withdraw the motion with liberty to take out fresh motion after the BIFR proceedings are concluded. In the meantime the defendants are directed to keep inform the court as well as the plaintiff the status of the case every six months and if any final order is passed within 15 days from the passing of the final order. Motion disposed off with the aforesaid liberty.

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